

7-16-a1

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**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Docket No: 28110/36120C

**CONTINUING APPLICATION TRANSMITTAL UNDER 37 CFR 1.53(b)**

Box Patent Application  
Commissioner for Patents  
Washington, D.C. 20231

Sir:

This is a request under 37 CFR 1.53 for filing a

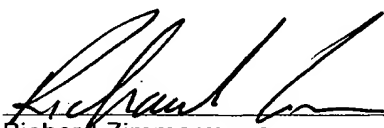
- ☒ continuation application.
- ☐ divisional application.

**1. Particulars of Prior Application**

Application Serial No: 09/240,639  
Filed on: January 29, 1999  
Title: Methods and Compositions Relating to CD39-Like Polypeptides and Nucleic Acids  
Art Unit: 1644  
Examiner: A. DeCloux  
Prior Docket No.: 28110/36120

**CERTIFICATION UNDER 37 CFR 1.10**

I hereby certify that this Continuing Application Transmittal Under 37 CFR 1.53(b) and the documents referred to as enclosed therewith are being deposited with the United States Postal Service on **July 13, 2001**, in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231 utilizing the "Express Mail Post Office to Addressee" service of the United States Postal Service under Mailing Label No. EL564460476US.

  
Richard Zimmermann

07/13/01  
Jc882 U.S. PTO

J1046 U.S. PTO  
09/905743  
07/13/01

09095743-0743994

2. This request is filed by:

|                                |   |  |  |
|--------------------------------|---|--|--|
| 1.<br>Full Name of<br>Inventor | Family Name<br>Chadwick                                   | First Given Name<br>Brian              | Second Given Name<br>Paul                |
| Residence &<br>Citizenship     | City<br>Allston   | State or Foreign<br>Country<br>MA      | Country of Citizenship<br>United Kingdom |
| Post Office<br>Address         | Post Office Address<br>1246 Commonwealth<br>Avenue No. 55 | City<br>Allston                        | State & Zip Code/Country<br>MA, 02134    |
| 2.<br>Full Name of<br>Inventor | Family Name<br>Frischauf                                  | First Given Name<br>Anna-Maria         | Second Given Name                        |
| Residence &<br>Citizenship     | City<br>London NW32NL                                     | State or Foreign<br>Country<br>England | Country of Citizenship<br>Austria        |
| Post Office<br>Address         | Post Office Address<br>38 Roderick Road                   | City<br>London NW32NL                  | State & Zip Code/Country<br>England      |
| 3.<br>Full Name of<br>Inventor | Family Name   | First Given Name                       | Second Given Name                        |
| Residence &<br>Citizenship     | City  | State or Foreign<br>Country            | Country of Citizenship                   |
| Post Office<br>Address         | Post Office Address                                       | City                                   | State & Zip Code/Country                 |

- ☐ This application is being filed by less than all the inventors named in the prior application. An accompanying statement requests deletion of the name(s) of the person(s) who are not inventors of the invention being claimed in this application.

3. Amendments

☒ Amend the specification by inserting before the first line the sentence:

--This is a **Continuation** of U.S. application Serial No. 09/240,639, filed January 29, 1999.--

☐ Cancel claims \_\_\_\_\_ in the prior application before calculating the filing fee.

☒ A Preliminary Amendment is enclosed.

☒ The filing fee is based upon entry of the foregoing amendment(s) (if any).

4. Copy of Prior Application

☒ The enclosed is a copy of the prior complete application, including the specification (with claims), drawings, the oath or declaration, and any amendments referred to in the oath or declaration filed to complete the prior application.

5. Sequence Listing

The Sequence Listing in the above-identified application is identical to that in parent application U.S. Serial No. 09/240,639 filed January 29, 1999. In accordance with 37 C.F.R. 1.821(e), Applicants request that the Patent Office use the identical computer readable form of the Sequence Listing from the parent application as the computer readable form in the present application. The paper copy of the Sequence Listing included in the present specification is identical to the computer readable form of the Sequence Listing in U.S. Serial No. 09/240,639.

6. Incorporation By Reference

The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under paragraph 4, above, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

7. Priority

☐ Priority of application No. \_\_\_\_\_, filed on \_\_\_\_\_ in \_\_\_\_\_ is claimed under 35 USC 119.

☐ The certified copy(ies) was(were) filed in prior U.S. application Serial No. \_\_\_\_\_.

☐ The certified copy(ies) has(have) not been filed.

8. Assignment

☐ The prior application is assigned of record to \_\_\_\_\_, and has been recorded at Reel No. \_\_\_\_\_, Frame No. \_\_\_\_\_.

9. **Small Entity Status**

☒ Applicant claims small entity status. See 37 CFR 1.27.

☐ A small entity statement is(are) attached.

10. **Application to Be Published**

☐ Yes.

☒ No. A Request and Certification Under 35 U.S.C. §122(b)(2)(B)(i) is attached.

11. **Fee Calculation**

| CLAIMS AS FILED - INCLUDING PRELIMINARY AMENDMENT (IF ANY)              |           |           |              |          |                           |          |
|---|-----------|-----------|--------------|----------|---------------------------|----------|
|   |           |           | SMALL ENTITY |          | OTHER THAN A SMALL ENTITY |          |
|   | NO. FILED | NO. EXTRA | RATE         | FEE      | RATE                      | FEE      |
| BASIC FEE   |           |           |              | \$355.00 |                           | \$710.00 |
| TOTAL   | 11 -20    | = 0       | X 9 =        | \$       | X 18 =                    | \$       |
| INDEP.  | 2 - 3     | = 0       | X 40 =       | \$       | X 80 =                    | \$       |
| <input type="checkbox"/> First Presentation of Multiple Dependent Claim |           |           | + 135 =      | \$       | + 270 =                   | \$       |
| Filing Fee:   |           |           |              | \$355.00 | OR                        | \$       |

12. **Method of Payment of Fees**

☒ Attached is a check in the amount of: \$355.00

☐ Charge Deposit Account No. 13-2855 in the amount of: \$ \_\_\_\_\_  
A copy of this Transmittal is enclosed.

13. **Deposit Account and Refund Authorization**

The Commissioner is hereby authorized to charge any deficiency in the amount enclosed or any additional fees which may be required during the pendency of this application under 37 CFR 1.16 or 37 CFR 1.17 to Deposit Account No. 13-2855. A copy of this Transmittal is enclosed.

Please refund any overpayment to Marshall, O'Toole, Gerstein, Murray & Borun at the address below.

**14. Correspondence Address**

Customer No.: 04743

Respectfully submitted,

**MARSHALL, O'TOOLE, GERSTEIN,  
MURRAY & BORUN**  
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233 South Wacker Drive  
Chicago, Illinois 60606-6402  
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By: Li Hsien Rin Laures  
Li-Hsien Rin-Laures, M.D.  
Reg. No: 33,547

July 13, 2001

**PATENT**  
**ATTORNEY DOCKET NO. 28110/36120C**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

|                             |  |
|-----------------------------|--|
| Applicant(s):               | ) Title: Methods and Compositions        |
|                             | ) Relating to CD39-Like Polypeptides and |
| Chadwick et al.             | ) Nucleic Acids                          |
|                             | )  |
| Serial No: to be determined | ) Group Art Unit: to be assigned         |
|                             | )  |
| Filed: July 13, 2001        | ) Examiner: to be assigned               |

**REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)**

**Commissioner for Patents**  
**Washington, D.C. 20231**


Sir:

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 1.22(b).

Respectfully submitted,

MARSHALL, O'TOOLE, GERSTEIN,  
MURRAY & BORUN  
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233 South Wacker Drive  
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(312) 474-6300

By:

  
\_\_\_\_\_  
Li-Hsien Rin-Laures, M..D.  
Reg. No: 33,547

July 13, 2001